

COUNCIL MINUTES  
TIGARD CITY COUNCIL MEETING  
February 17, 2004

1. WORKSHOP MEETING

- 1.1 Mayor Dirksen called the meeting to order at 6:30 p.m.
- 1.2 Roll Call: Mayor Dirksen; Councilors Sherwood and Wilson
- 1.3 Pledge of Allegiance
- 1.4 Council Communications & Liaison Reports: None
- 1.5 Call to Council and Staff for Non Agenda Items: Administrative Items – See Non Agenda (Item 9)

2. JOINT MEETING WITH THE PLANNING COMMISSION

Council met with the Planning Commission and discussed the following items:

- Recent Sign Code Revisions and Possible Penalty Increase  
Planning Commissioner Chair Padgett expressed concern that with recent sign-code changes, there may be a proliferation of signs in the right of way. Discussion was held on whether an increased fine would deter offenders. Staff noted the City typically works for compliance rather than to issue immediate citations. Emphasis to discourage signs in the public right of way is due to concerns about public safety. During discussion direction was for continued public education (notices about non-compliance and responsibilities of property owners for sidewalks) and for stricter enforcement.
- Initiating Annexation for Certain Parcels  
Planning Commissioner Buehner noted several parcels near the Gooley property that have signed non-remonstrance agreements. She urged that the City go forward with annexation on those parcels at the same time the Gooley property annexation is processed. Staff will prepare a map of the properties for Council review along with a status report of those property owners who signed a non-remonstrance agreement.

There was discussion on whether the County would proceed with granting the City authority to collect SDC's in the urban area of interest. Mayor Dirksen recently attended a Washington County Board meeting and the reaction to Tigard's request to begin collecting SDC's before the Bull Mountain Annexation Plan was in place was "mixed." Mayor Dirksen said he did not expect to see the County agree to collect SDC's until after the City takes action on the Annexation Plan in July.

- Promoting Capital Improvement Program Awareness

Commissioner Munro suggested that it would be helpful to involve committees that serve the Council in formulating the Capital Improvement Program. Consensus was in agreement with Commissioner Munro's suggestion and that this would be a logical way to gather input.

- Investigation of ODOT Funds for Local Streets to Improve Highway 99  
Planning Commissioner Chair Padgett said that he was advised that the 99W Corridor Study states that ODOT will make funds available for local streets that impact state roads. There was discussion on reviewing the Corridor Study and then developing proposals on projects the City would like to have funded.

Mayor Dirksen advised the Planning Commissioners that during Council's discussion on goals for this year, the Council decided it would schedule a time to meet with ODOT representatives. (Recorder's Note: ODOT representatives are scheduled to meet with the City Council on March 16, 2004.)

Councilor Wilson noted that at a recent WCCC meeting, it was noted that Washington County did not fare well in receiving state funding of transportation projects. Perhaps if the City identifies projects and offers matching funds, projects might have a better chance of being placed on the to-be-funded list.

- Comprehensive Plan Update Process and Citizen Involvement  
Staff reviewed a chart outlining the Comprehensive Plan Update process, which showed the plans for citizen involvement. Staff plans to educate those interested on "what is the comprehensive plan." There was discussion on the various ways to get information to citizens including an article in the Cityscape, news media, local access television and a series of informal meeting for citizens to attend and state what they would like to see addressed during the Plan update. Councilor Wilson said he would like to see a telephone, scientific survey conducted.
- Planning Commission Training Needs

After discussion it was decided that the Council and Planning Commission would meet jointly in March or April to receive training on land use decisions.

- > Comment from Commissioner Buehner about review of density transfer and tree protection. City Manager Monahan suggested these would be good topics for the Planned Development Review Committee to consider. He suggested it would be a good idea to have the Committee meet with the Planning Commission and City Council early in its review process.

- Planning Commissioner Testimony at Council Meetings

After discussion, it was determined that the Planning Commission could select a Commissioner to be present at a City Council meeting to answer questions regarding the Commission's actions on an item that is also being reviewed by the Council. Commissioners, if attending as a private citizen to testify on a matter, should advise that they are presenting their personal viewpoint.

Planning Commission Chair Padgett said he did not like the title "Visitor's Agenda" that appears on the business meeting agendas for Council.

- Ideas for Youth Involvement/Participation in Planning Commission Meetings

Youth Advisory Council member Lindsey Boyce responded to a question about youth involvement on Planning Commission, by asking if the Commission would consider how a youth representative could become involved with Planning Commission. After discussion, it was decided that the Planning Commission will place this item on an upcoming agenda for further discussion.

- > Commissioner Buehner requested that consideration be given for rezoning to some property in the downtown area. She noted by doing so, an additional access to Greenburg would be provided, which might alleviate some of the traffic congestion on 99W. It was suggested that the Comprehensive Plan Review Committee look into this suggestion.

### 3. DISCUSSION OF THE PROPOSED CAPITAL IMPROVEMENT PROJECTS FOR FISCAL YEAR 2004-05

City Engineer Duenas distributed additional information to the Council, which included a priority list of projects for the City of Tigard and a proposed agenda for the March 16, 2004 workshop meeting with ODOT officials. City Engineer Duenas reviewed a PowerPoint presentation, which is on file with the City Recorder.

There was discussion on the downtown projects proposed. Consensus was that some of the projects could go forward, but more expensive items such as replacing the street lighting should wait until the consultant has completed work with the Task Force on the comprehensive planning for the area.

City Engineer Duenas will add the matching funds for the Tualatin River Pedestrian Bridge to the priority project list.

Council agreed that staff could help the Skate Park Task Force find grants for funding; however, dollars would not be budgeted otherwise from the City's budget.

4. UPDATE ON THE STATUS OF THE BURNHAM STREET IMPROVEMENT PROJECT

Council reviewed this item with City Engineer Duenas. There was discussion about the problems for parking along this street because of the numerous driveways. Mayor Dirksen was in favor of moving forward with the design, but Councilor Wilson cautioned about expending funds before the comprehensive planning was done for the downtown area. This item will be discussed further at the February 24, 2004, City Council meeting.

5. UPDATE ON THE TIGARD FESTIVAL OF BALLOONS

Festival Coordinator Dave Nicoli presented information to Council on the planning for the Tigard Festival of Balloons. A copy of this information is on file with the City Recorder.

6. UPDATE ON CODE COMPLIANCE

Code Enforcement Officer Christine Darnell and Municipal Court Judge Michael O'Brien presented a PowerPoint slide presentation on code compliance activities by Tigard Staff. A copy of this presentation is on file with the City Recorder. The report and presentation followed the code compliance process from complaint to disposition. Overall, Judge O'Brien advised that he is seeing excellent compliance with very few repeat offenders.

In response to a recent newspaper account, Judge O'Brien noted that a dismissal in sign code violations was rare. He advised that he has heard two tree ordinance violation cases. In the first case, compliance was achieved and the case dismissed. In the second case regarding a tree ordinance violation, the fine was reduced when repairs were made.

There was discussion on the request made by the Planning Commission to consider larger fines for violations of the sign ordinance. The Judge noted that effort was made to educate people on the sign code. After January 1, 2004, he has become more aggressive with sign code violations.

There was discussion on issues with regard to violations of conditions of development for trees. Councilor Wilson noted that harm can be done inadvertently during construction. Mayor Dirksen said the penalty should be high enough so that a

developer would be motivated to comply and said he was in favor on strict enforcement of the Code.

City Manager Monahan commented on the ramifications of significant fines. Fines would need to be applied consistently and the City could incur attorney costs and need to hire "experts" to support its position as these might lead to contested cases.

7. DISCUSSION OF A TIGARD POSITION REGARDING CLACKAMAS AND YAMHILL PUD ELECTIONS

Judy Crafton of PGE was present and reviewed information distributed to the City Council. A draft resolution will be considered by the Council on February 24, 2004.

- > Councilor Wilson shared plans of a park feature in a development, Progress Quarry Summer Creek Plan, which is occurring in Beaverton across Scholls Ferry from Tigard's Northview Park. He suggested that the City review these plans and determine if Northview Park could be enhanced. Council consensus was that Councilor Wilson's suggestion was "worth looking into."

8. COUNCIL LIAISON REPORTS

9. NON-AGENDA ITEMS

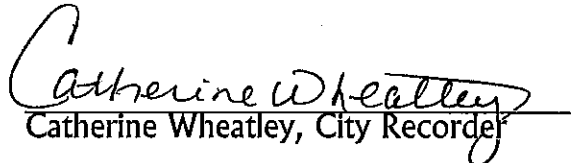
> Administrative Items

o Coffee Talks:


- 7 p.m., February 26, Wynne Wakkila, 1522 SW 141<sup>st</sup> Avenue – Mayor Dirksen will attend.
- 7 p.m., March 3, Jeanine Hill, 13746 SW 159<sup>th</sup> Terrace

10. EXECUTIVE SESSION: Not held

11. ADJOURNMENT: 11:13 p.m.

  
Catherine Wheatley, City Recorder

Attest:

  
Mayor, City of Tigard

Date: 3.9.04

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